

**STATE WATER RESOURCES CONTROL BOARD**  
**BOARD MEETING MINUTES**  
November 4, 2008

Copies of the resolutions and water quality orders can be obtained by calling (916) 341-5600 or downloading from our website at [http://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/index.shtml](http://www.waterboards.ca.gov/board_decisions/adopted_orders/index.shtml).

**CALL TO ORDER**

Board Chair Tam Doduc called the meeting to order on November 4, 2008 at 10:04 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2<sup>nd</sup> Floor, Sacramento, California.

**BOARD MEMBERS PRESENT**

Board Chair Tam Doduc; Vice-Chair Gary Wolff, P.E.; Member Arthur G. Baggett, Jr.; Member Frances Spivy-Weber

**BOARD MEMBER ABSENT**

Member Charlie Hoppin

**STAFF PRESENT**

Dorothy Rice, Executive Director	Jeanine Townsend, Clerk to the Board
Tom Howard, Chief Deputy Director	Bill Rukeyser, Office of Public Affairs
Jonathan Bishop, Chief Deputy Director	Judie Panneton, Office of Public Affairs
Michael Lauffer, Chief Counsel	Nick Martorano, Division of Water Quality
James Herink, Office of Chief Counsel	Nirmal Sandhar, Division of Water Quality
Steven Blum, Office of Chief Counsel	Rik Rasmussen, Division of Water Quality
Sheila Vassey, Office of Chief Counsel	Liz Haven, Division of Water Quality
Erin Mahaney, Office of Chief Counsel	Bruce Fujimoto, Division of Water Quality
Rob Egel, Office of Legislative Affairs	Jim Maughan, Division of Financial Assistance
Molly Tamashiro, Office of Legislative Affairs	Leslie Laudon, Division of Financial Assistance
Les Grober, Division of Water Rights	Barbara Evoy, Division of Financial Assistance
Diane Riddle, Division of Water Rights	Val Conner, Office of Information Management & Analysis

**ANNOUNCEMENT**

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

**PUBLIC FORUM**

**Commenter**

*Ben McCue, Wildcoast NGO*

**BOARD BUSINESS**

1. The Board will consider adoption of the October 7 and October 21, 2008 Board Meeting minutes.

**Motion:** Vice Chair Wolff moved to adopt the October 7 & October 21, 2008 Board Meeting minutes.

**Seconded by:** Chair Doduc

**MOTION CARRIED** ([10/07/08](#))

**Aye:** Board Chair Doduc  
Vice Chair Wolff  
Member Baggett  
Member Spivy-Weber

**Nay:** None

**Absent:** Member Hoppin

**Abstain:** None

**MOTION CARRIED** ([10/21/08](#))

**Aye:** Board Chair Doduc  
Vice Chair Wolff  
Member Baggett

**Nay:** None

**Absent:** Member Hoppin

**Abstain:** Member Spivy-Weber (did not attend Bd. Mtg.)

2. Board Member Report.

- *Vice Chair Wolff attended the Region 4 Water Quality Awards and would like to see if these could be replicated in the other Regions. A topic to discuss at the MCC meeting.*
- *Chair Doduc attended a Central Valley SALTS meeting last week. The significance of this meeting was that they have made a commitment and are soliciting stakeholder participation in a process to develop a salinity management plan.*

**UNCONTESTED ITEMS (Items 3-6\*)**

- \*3. Consideration of a proposed Resolution adopting a statement of overriding considerations regarding the [North Coast Integrated Regional Water Management \(IRWM\)](#) Implementation Grant Sonoma County Water Recycling and Habitat Preservation Program Project (Component 2.20).

**Motion:** Vice Chair Wolff moved to adopt the proposed Resolution.

**Seconded by:** Member Spivy-Weber

**MOTION CARRIED** ([Resolution 2008-0077](#))

**Aye**                    Board Chair Doduc  
                            Vice Chair Wolff  
                            Member Baggett  
                            Member Spivy-Weber

**Nay:**                    None

**Absent:**                Member Hoppin

**Abstain:**              None

- \*4. Consideration of a proposed Resolution approving State Revolving Fund (SRF) financing and adopting a statement of overriding considerations for the SRF Program for the [City of Merced](#) (City) Wastewater Treatment Plant (WWTP) Upgrade and Expansion Project (Project); SRF Project No. C-06-4682-110.

**Motion:** Vice Chair Wolff moved to adopt the proposed Resolution.

**Seconded by:** Member Spivy-Weber

**MOTION CARRIED** ([Resolution 2008-0078](#))

**Aye**                    Board Chair Doduc  
                            Vice Chair Wolff  
                            Member Baggett  
                            Member Spivy-Weber

**Nay:**                    None

**Absent:**                Member Hoppin

**Abstain:**              None

- \*5. Consideration of a proposed Resolution authorizing execution of contracts to implement the [Groundwater Ambient and Monitoring Assessment \(GAMA\) program](#).

**Motion:** Vice Chair Wolff moved to adopt the proposed Resolution.

**Seconded by:** Member Spivy-Weber

**MOTION CARRIED** ([Resolution 2008-0079](#))

**Aye**                    Board Chair Doduc  
                            Vice Chair Wolff  
                            Member Baggett  
                            Member Spivy-Weber

**Nay:**                    None

**Absent:**                Member Hoppin

**Abstain:**              None

- \*6. Petition of Environmental Law Foundation and California Sportfishing Protection Alliance for review of Waste Discharge Requirements Order No. R5-2007-0136 and Time Schedule Order No. R5-2007-0037 issued to the [City of Tracy Wastewater Treatment Plant](#), San Joaquin County, by the Central Valley Regional Water Quality Control Board (SWRCB/OCC File A-1846(a) and (b)). The State Water Resources Control Board will consider issuing an order to review the petition on its own motion. (*Written comments were due on October 27, 2008 by 12 noon.*)

**This Item was moved from Uncontested to Contested.**

**Motion:** Member Baggett moved to adopt the proposed Order.

**Seconded by:** Member Spivy-Weber

**MOTION CARRIED** ([Water Quality Order 2008-0009](#))

**Aye** Board Chair Doduc  
Vice Chair Wolff  
Member Baggett  
Member Spivy-Weber

**Nay:** None

**Absent:** Member Hoppin

**Abstain:** None

**Commenters**

*Adam Lazar, Environmental Law Foundation*

*Ken Landau, Central Valley Regional Water Board*

*Melissa Thorme, City of Tracy*

*Valerie Kincaid, Westlands Water District*

**DIVISION OF FINANCIAL ASSISTANCE**

7. Consideration of a proposed Resolution to commit up to \$1.968 million of Clean Beaches Initiative (CBI) Proposition 13 Grant Program Funds to continue the [Beach Safety Program](#).

**Motion:** Member Spivy-Weber moved to adopt the proposed Resolution.

**Seconded by:** Chair Doduc

**MOTION CARRIED** ([Resolution 2008-0080](#))

**Aye** Board Chair Doduc  
Vice Chair Wolff  
Member Baggett  
Member Spivy-Weber

**Nay:** None

**Absent:** Member Hoppin

**Abstain:** None

**Commenters**

*Gary Erbeck, County of San Diego*

*Greg Cox, San Diego County Board of Supervisors*

*Dean Peterson, San Mateo County*

*Gary Yamamoto, Department of Public Health*

*Jay Novak, Tijuana River Citizens Council*

*Joseph Dacong, Tijuana River Citizens Council*

*Justin Malan, California Conference of Directors of Environmental Health*

*Kirsten James, Heal the Bay*

*Linda Sheehan, California Coastkeeper Alliance*

*Paloma Aguirre, Tijuana River Citizens Council*

**DIVISION OF WATER QUALITY**

8. Consideration of a proposed Resolution approving an amendment to the Water Quality Control Plan for the [San Diego Bay Basin \(Basin Plan\) to incorporate revised conditional waivers of waste discharge](#) requirements for specific types of discharge within the San Diego Region. *(Written comments were due on September 22, 2008 by 12:00 noon)* (This item was held over from the October 21, 2008 Board Meeting). ([Staff Presentation](#))

**This Item was moved from Contested to Uncontested.**

**Motion:** Vice Chair Wolff moved to adopt the proposed Resolution.

**Seconded by:** Member Spivy-Weber

**MOTION CARRIED** ([Resolution 2008-0081](#))

**Aye** Board Chair Doduc  
Vice Chair Wolff  
Member Baggett  
Member Spivy-Weber

**Nay:** None

**Absent:** Member Hoppin

**Abstain:** None

**INFORMATIONAL ITEMS**

9. Report from the San Joaquin River Group regarding the San Joaquin River Agreement and the Vernalis Adaptive Management Plan.

➤ *Mr. Dennis Westcot, Project Administrator with the San Joaquin River Group Agreement made the presentation.*

**No Action Taken**

10. [Presentation](#) by Santa Ana Regional Water Board on Storm Water Quality Standards Task Force Progress.

➤ *The following individuals were part of the presentation:*

- *Celeste Cantú, Santa Ana Watershed Project Authority*
- *Joanne Schneider, Santa Ana Regional Water Board*
- *Tim Moore, Task Force*
- *Larry McKenney, Task Force*

**No Action Taken**

**Commenters**

*Terry Fleming, U.S. EPA*

**CLOSED SESSION**

Closed Session is not open to the public

- The Board will meet in closed session to deliberate on a proposed decision following a hearing on Orange County Water District's water right application on the Santa Ana River in Orange and Riverside Counties. This is authorized under Government Code section 11126(c)(3). This item will be scheduled for consideration at a future meeting. Interested parties will be notified of the dates and times.

**ADJOURNED**

The Board Meeting adjourned at 12:10 p.m.